IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE SIDE JURISDICTION

CIVIL APPLICATION NO.3670 OF 2004
IN
FIRST APPEAL NO.466 OF 1994
AND
CROSS APPEAL NO.275 OF 1994

Sayyad Alam Shah Kadri,
Since deceased
Through his legal heirs &
legal representatives
1a. Sayyad Haffiza Begum Kadri,
deceased heirs of the deceased
are already on record as per
claimant Nos.1,3,4,5,7 and 8 of
the original claim filed.

1b. Sayyad Khuraida Begum Kadri
and Others. .. Appellants

Vs.

Union of India. .. Respondents

And

Mohammed Noor Abdul Gafoor Nerekar.. Applicant

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Shri S.G.Karandikar, Advocate for the applicants.

S/Shri B.A.Desai, Additional Solicitor General, with M.I.Sethna, Senior Advocate, S.R.Rajguru, A.M.Sethna, S.D.Bhosale, and Ms Naveena Kumai, Advocates for the respondent.

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CORAM : R.M.S.KHANDEPARKAR &
SMT.ROSHAN DALVI, JJ

DATED : 5TH OCTOBER, 2007

P.C.

. Mere entitlement of share in compensation pursuant to the consent decree passed in a case to which the applicant herein was not a party and consent decree having been passed much after declaration of award under Section 11 of the said Act, it would not allow such person to be joined as the party to the proceedings herein. The application is dismissed.

(R.M.S.KHANDEPARKAR, J)

(SMT.ROSHAN DALVI, J)